

To: EOC Public Information[EOC_Public_Information@epa.gov]; Hull, George[Hull.George@epa.gov]
Cc: Gentile, Laura[Gentile.Laura@epa.gov]; Senn, John[Senn.John@epa.gov]
From: Daguillard, Robert
Sent: Thur 8/20/2015 1:19:54 AM
Subject: Re: WALL STREET JOURNAL Questions

And also:

"Also even though the ***documents*** mentioned in questions 1, 6, 7 and 8 must be obtained through FOIA, can you please answer these ***questions*** for #7:

Please describe the recent settlement negotiations between the EPA and Sunnyside mine. Has there been a resolution? When was the most recent set of talks or exchange of documents or emails with Sunnyside and what was said? How much money did the EPA (prior to the latest mine spill) think Sunnyside should pay for cleanup? Sunnyside has said that it set aside \$10 million to pay for a new water treatment plant and for the plant to operate for 20 years but the EPA would have to agree that it has no further liability. Has this plan been presented to the EPA? Has the EPA agreed to this or is it still considering the plan? If it has said that it would not agree to this, why not? "

Sent from my iPhone

On Aug 19, 2015, at 4:51 PM, Daguillard, Robert <Daguillard.Robert@epa.gov> wrote:

From the reporter:

"Thank you. I have one additional question that has come up:

I have seen several reports from the EPA from recent years explaining the Red and Bonita mine cleanup plan. However, I can't find any official documents that mention Gold King as part of that cleanup. Can you please refer me to any planning documents for Gold King work and also explain how Gold King came about – was it part of the same work being done on Red and Bonita mine cleanup? Why was it not initially mentioned in planning documents? Was that work added later on in the process and if so when and why? "

From: Daguillard, Robert
Sent: Wednesday, August 19, 2015 4:45 PM
To: EOC Public Information; Hull, George
Cc: Gentile, Laura; Senn, John
Subject: RE: WALL STREET JOURNAL Questions

Done.

From: Ragland, Micah **On Behalf Of** EOC Public Information
Sent: Wednesday, August 19, 2015 4:37 PM
To: Hull, George; Daguiard, Robert
Cc: EOC Public Information; Gentile, Laura; Senn, John
Subject: WALL STREET JOURNAL Questions

Hey George and Robert -- Please see below for a Wall Street Journal media inquiry we received earlier this week.

We are currently working with Region 8 and EOC personnel on responses to these questions.

Can you all please have someone from OMR reach back out to the reporter to let her know that we have not forgot about her and that we are working on getting her answers to her questions.

Additionally, can you also tell her that for her inquiries in questions 1, 6, 7 and 8 she will have to submit a FOIA request and the easiest way to do so is to use the FOIA online tool available on EPA's website (<http://www2.epa.gov/foia>).

Thanks, MR

From: Berzon, Alexandra [<mailto:Alexandra.Berzon@wsj.com>]
Sent: Monday, August 17, 2015 12:42 PM
To: Jenkins, Laura Flynn
Subject: public information request from Wall Street Journal

Hello, Per our recent conversation, I am requesting the following information and documents regarding the recent Colorado mine spill:

- 1) According to previous reporting, the EPA had prepared a Superfund study for the area- can you please provide us that document.
- 2) How much money would an Animas River Basin cleanup have cost (ie if the site had been designated a Superfund site) and how long would it have taken ? Who would have provided that funding? What specifically was to be cleaned up?
- 3) When did the EPA first become involved there in trying to get it on the Superfund Priorities List and why? Why wasn't it put on the list?
- 4) Why was the EPA doing the most recent work on shoring up the mines - was there something in particular that precipitated that?
- 5) Does the EPA think at this point that this should be a Superfund site, and again how much would that cost and how would it be funded?
- 6) Was the Sunnyside Gold Remedial Investigation Plan filed to the EPA? If so can we please get a copy of this or any other report filed from Sunnyside mine to the EPA.
- 7) Please describe the recent settlement negotiations between the EPA and Sunnyside mine and provide any documents related to these settlement talks. Has there been a resolution? When was the most recent set of talks or exchange of documents or emails with Sunnyside and what was said? How much money did the EPA (prior to the latest mine spill) think Sunnyside should pay for cleanup?
- 8) Please provide us the "CERCLA 104e-like letter" (ie not formally this exact letter but something very similar) that was sent by the EPA sometime around the end of 2012/beginning of 2013 sent to Sunnyside and all other Animas River Basin mine owners. How many PRPs has EPA been in touch with in the Animas River Basin area?

9) How much money from the Standard Metals settlement did the EPA collect from Standard Metals and/or its insurance fund and how much of that went to Animas River Basin cleanup. What cleanup were those funds used for?

10) According to the September 2014 meeting of the Animas River Stakeholders group, EPA contractors tried to open the Gold King around that time but it collapsed back further than anticipated and there was a blockage near the entrance and a previously unidentified small mine pool that needed to be drained, so the EPA stopped work and decided to reevaluate its approach. Can you please explain this problem and how the EPA tried to solve it when going back into the mine recently.

I can be reached at 424-204-4811. As this is news on a breaking story of great public interest, we are requesting extreme expedition and that fees be waived. Nothing in this request should delay any other part of the request - please send me files as they become available and allow me to view those that can be made available very urgently. If fees are charged, we agree to pay up to \$500. Please notify me if it will be more than that.

Nothing in this request should delay or preempt any other requests from Wall Street Journal reporters regarding this mine spill

Thank you very much.

Best,
Alexandra Berzon

Reporter

Wall Street Journal

424-204-4811

323-327-8194 (cell)

